

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:19-cv-00417-TSC**

AMERICAN OVERSIGHT v. U.S. DEPARTMENT OF STATE

Assigned to: Judge Tanya S. Chutkan  
Cause: 05:552 Freedom of Information Act

Date Filed: 02/19/2019

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**AMERICAN OVERSIGHT**

represented by **Sara Kaiser Creighton**  
AMERICAN OVERSIGHT  
1030 15th Street, NW  
Suite B255  
Washington, DC 20005  
(202) 869-5246  
Fax: (202) 871-6523  
Email: [sara.creighton@americanoversight.org](mailto:sara.creighton@americanoversight.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Katherine Marie Anthony**  
AMERICAN OVERSIGHT  
1030 15th Street, NW  
Suite B255  
Washington, DC 20005  
(202) 897-3918  
Fax: (202) 871-6523  
Email: [katherine.anthony@americanoversight.org](mailto:katherine.anthony@americanoversight.org)  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**U.S. DEPARTMENT OF STATE**

represented by **Derek S. Hammond**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2511  
Fax: (202) 252-2599  
Email: [derek.hammond@usdoj.gov](mailto:derek.hammond@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

| Date Filed | #        | Docket Text                                                                                                                                                                                                                                                                                             |
|------------|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/19/2019 | <u>1</u> | COMPLAINT against U.S. DEPARTMENT OF STATE ( Filing fee \$ 400 receipt number 0090-5954591) filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons as to USAO, # <u>3</u> Summons as to AG, # <u>4</u> Summons as to State)(Creighton, Sara) (Entered: 02/19/2019) |
| 02/19/2019 | <u>2</u> | LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by AMERICAN OVERSIGHT (Creighton, Sara) (Entered: 02/19/2019)                                                                                                                                                     |
| 02/19/2019 |          | Case Assigned to Judge Tanya S. Chutkan. (zef, ) (Entered: 02/19/2019)                                                                                                                                                                                                                                  |
| 02/19/2019 | <u>3</u> | SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF STATE, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef, )                                                                                                                                          |

|            |           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|------------|-----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|            |           | (Entered: 02/19/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 02/21/2019 | <u>4</u>  | MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Katherine M. Anthony, :Firm– American Oversight, :Address– 1030 15th Street NW B–255, Washington, DC 20005. Phone No. – (202) 897–3918. Fax No. – (202) 871–6523 Filing fee \$ 100, receipt number 0090–5957743. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Creighton, Sara) (Entered: 02/21/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 02/22/2019 |           | MINUTE ORDER: Granting <u>4</u> Motion for Leave to Appear Pro Hac Vice. Katherine Marie Anthony is hereby admitted pro hac vice to appear in this matter on behalf of Plaintiff. Signed by Judge Tanya S. Chutkan on 2/22/19. (DJS) (Entered: 02/22/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 03/04/2019 | <u>5</u>  | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 2/21/2019. ( Answer due for ALL FEDERAL DEFENDANTS by 3/23/2019.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 2/25/2019., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF STATE served on 2/25/2019 (Attachments: # <u>1</u> Declaration of Clay M. Goode, # <u>2</u> Exhibit A)(Anthony, Katherine) (Entered: 03/04/2019)                                                                                                                                                                                                                                                                                                                                                                                                  |
| 03/25/2019 | <u>6</u>  | NOTICE of Appearance by Derek S. Hammond on behalf of U.S. DEPARTMENT OF STATE (Hammond, Derek) (Entered: 03/25/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 03/25/2019 | <u>7</u>  | ANSWER to Complaint by U.S. DEPARTMENT OF STATE.(Hammond, Derek) (Entered: 03/25/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 04/01/2019 |           | MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. The requirements of LCvR 16.3 and Rule 26(f) of the Federal Rules of Civil procedure appear to be inapplicable. IT IS HEREBY ORDERED that the parties shall meet and confer and propose a schedule for proceeding in this matter. The schedule shall address the status of Plaintiff's FOIA request, the anticipated number of documents responsive to Plaintiff's FOIA request, the anticipated date(s) for release of the documents requested by Plaintiff, whether a motion for an Open America stay is likely in this case, whether a Vaughn index will be required in this case, whether and when either party anticipates filing a dispositive motion, and any other pertinent issues. The parties shall file a joint status report that addresses these issues no later than 4/24/19. The joint status report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 4/1/19. (DJS) (Entered: 04/01/2019) |
| 04/02/2019 |           | Set/Reset Deadlines: Joint Status Report due by 4/24/2019. (tb) (Entered: 04/02/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 04/03/2019 |           | Set/Reset Deadlines: Joint Status Report due by 4/24/2019. (tb) (Entered: 04/03/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 04/24/2019 | <u>8</u>  | Joint STATUS REPORT by U.S. DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Hammond, Derek) (Entered: 04/24/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 05/06/2019 |           | MINUTE ORDER: Having considered the parties' Joint Status Report <u>8</u> , it is hereby ordered that the parties shall file another joint report and proposed order by June 4, 2019. Signed by Judge Tanya S. Chutkan on 5/6/19. (DJS) (Entered: 05/06/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 05/07/2019 |           | Set/Reset Deadlines: Joint Status Report due by 6/4/2019. (tb) (Entered: 05/07/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 06/04/2019 | <u>9</u>  | Joint STATUS REPORT by U.S. DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Hammond, Derek) (Entered: 06/04/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 06/05/2019 |           | MINUTE ORDER: Having considered the parties' joints status report <u>9</u> , it is hereby ordered that the U.S. Department of State shall process records potentially responsive to Plaintiff American Oversight's Freedom of Information Act request, making monthly rolling productions of responsive records, starting on or before June 28, 2019. Joint status report and proposed order due July 16, 2019. Signed by Judge Tanya S. Chutkan on 6/5/19. (DJS) (Entered: 06/05/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 06/07/2019 |           | Set/Reset Deadlines: Joint Status Report due by 7/16/2019. (tb) (Entered: 06/07/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 07/16/2019 | <u>10</u> | Joint STATUS REPORT by U.S. DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Hammond, Derek) (Entered: 07/16/2019)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |

|            |           |                                                                                                                                                                                                                                                                                                                                                                                                                |
|------------|-----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 07/25/2019 |           | MINUTE ORDER: Having considered the parties' joint status report <u>10</u> , it is hereby ordered that the parties shall file another joint status report by August 15, 2019, and every 60 days thereafter. To the extent the report contains a proposed production or briefing schedule, the parties shall include a proposed order. Signed by Judge Tanya S. Chutkan on 7/25/19. (DJS) (Entered: 07/25/2019) |
| 07/31/2019 |           | Set/Reset Deadlines: Joint Status Report due by 8/15/2019. (tb) (Entered: 07/31/2019)                                                                                                                                                                                                                                                                                                                          |
| 08/15/2019 | <u>11</u> | Joint STATUS REPORT by U.S. DEPARTMENT OF STATE. (Hammond, Derek) (Entered: 08/15/2019)                                                                                                                                                                                                                                                                                                                        |
| 10/11/2019 | <u>12</u> | Joint STATUS REPORT by U.S. DEPARTMENT OF STATE. (Hammond, Derek) (Entered: 10/11/2019)                                                                                                                                                                                                                                                                                                                        |